

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA

(1) WILLIAM H. STOLLER, an individual and trustee of the William H. Stoller Trust,

Plaintiff,

v.

(1) ROBERT A. FUNK, an individual and trustee of the Robert A. Funk Trust, and
(2) the ROBERT A. FUNK TRUST,

Defendants.

Case No. 5:11-cv-00294-C

PLAINTIFF'S PROPOSED VOIR DIRE

Plaintiff William H. Stoller by and through counsel, respectfully requests that the Court submit the following proposed voir dire questions to the prospective jurors:

1. Do you or a member of your immediate family have any experience as a partner or co-owner of a business? If yes, please raise your hands. Please describe the situation. (Or, the attorneys may follow up on this with you in a few minutes.)
2. Have you or a member of your immediate family ever been involved in a business dispute with a partner or co-owner? If yes, please raise your hands. Please describe the situation. (Or, the attorneys may follow up on this with you in a few minutes.)
3. Have you or a member of your immediate family ever been involved in a lawsuit? If yes, please raise your hands. Please describe the situation. (Or, the attorneys may follow up on this with you in a few minutes.)

4. Have you or a member of your immediate family ever been a witness at court? If yes, please raise your hands. Please describe the situation. (Or, the attorneys may follow up on this with you in a few minutes.)

5. Do you have any views about people filing lawsuits? If yes, please raise your hands. Please describe them. (Or, the attorneys may follow up on this with you in a few minutes.)

6. Do you believe that a person with a business dispute should not file a lawsuit to resolve the dispute? If yes, please raise your hands. Why? (Or, the attorneys may follow up on this with you in a few minutes.)

7. In the business case you will hear if you are selected for this jury, one of the partners in the business in question lives in Oklahoma. The other lives in Oregon. Does anyone believe the Oklahoma partner should be treated differently because he lives in Oklahoma? If yes, please raise your hands. Please explain your answer. (Or, the attorneys may follow up on this with you in a few minutes.)

8. Do you have any views about written contracts? If yes, please raise your hands. Please describe them. (Or, the attorneys may follow up on this with you in a few minutes.)

9. Other than in your personal life, have you ever had an experience in which you believe an oral or written agreement or promise was violated? If yes, please raise your hands. Please describe the situation. (Or, the attorneys may follow up on this with you in a few minutes.)

10. Have you or anyone close to you ever been accused of committing fraud or suffered a loss of some kind due to what you considered to be fraudulent behavior on someone else's part? If yes, please raise your hands. Please describe the situation. (Or, the attorneys may follow up on this with you in a few minutes.)

11. Have you or anyone close to you ever faced a time when you had difficulty paying your bills or making the payments on loans, rent, credit cards, etc.? If yes, please raise your hands. Please describe the situation. (Or, the attorneys may follow up on this with you in a few minutes.)

12. Are you now or have you ever been involved in a separation or divorce in which the handling of money and property issues were the subject of disagreement between you and your spouse or ex-spouse? If yes, please raise your hands. Please describe the situation. (Or, the attorneys may follow up on this with you in a few minutes.)

13. Have you or anyone close to you worked for or done business with Express Employment Professionals or Express Services, Inc.? If yes, please raise your hands. Please describe the situation. (Or, the attorneys may follow up on this with you in a few minutes.)

14. Have you ever heard of Mr. Robert or Bob Funk? If yes, please raise your hands. Please tell us what you know about him. (Or, the attorneys may follow up on this with you in a few minutes.)

15. Have you ever seen an advertisement featuring Mr. Funk? If yes, please raise your hands. Please describe the situation. (Or, the attorneys may follow up on this with you in a few minutes.)

16. I am going to read you a list of some of the businesses that are owned wholly or in part by Mr. Funk. Please let me know if you have knowledge about any of them, have done business with any of them, or if you or an immediate family member have worked for any of them. Please describe the situation. (Or, the attorneys may follow up on this with you in a few minutes.)

Arden & Associates	Golden Rule Sports
BFJ Trust	Grunerwald Ranch
Blonde Bear	Houston Personnel Services
Boomerang Air	Loan Oak Holding Company
Brookhaven West	Loan Oak Investments
CBF Enterprises	Lone Oak Ridge
Centennial Properties	Oklahoma City Barons
Express Cattle Feeding	Oklahoma City Blazers
Express Clydesdales	OKC Properties
Express Entertainment	Oklahoma Temporary Services
Express Futures Beef	Phase Land and Development
Express Lazy E	Piedmont Tag Agency
Express Properties	Prodigal Hockey
Express Racing	Prodigal Media
Express Ranches	RAF Properties
Express Ranches Beef	RAF Landscaping
Express Retirement	Robyn Promotions
Express Rodeo	Shawnee Ranches
Express Sports	St. James Hotel
Express Sports Agency	Strategic Insurance Solutions
Express Sports Merchandise	Thoroughbred Trust
Express Travel Service	Toughest Sport on Dirt
Expressway Estates	UU Bar Ranch
Funk Companies	Village Verde Developers

17. Have you ever heard of Mr. William or Bill Stoller? If yes, please raise your hands. Please tell us what you know about him. (Or, the attorneys may follow up on this with you in a few minutes.)

18. I am going to read you a list of some of the businesses that are owned wholly or in part by Mr. Stoller. Please let me know if you have knowledge about any of them, have done business with any of them, or if you or an immediate family member have worked for any of them. Please describe the situation. (Or, the attorneys may follow up on this with you in a few minutes.)

The Stoller Group
Stoller Vineyards
Xenium Resources

19. I am going to read you a list of the potential witnesses in this case. Please let me know if you have heard of any of them. What do you know about them? (Or, the attorneys may follow up on this with you in a few minutes.)

Robert Bartunek
Cory Benton
Tony Bostwick
Andrea Boutwell
John Boyle
Elaine Brink
Jim Britton
Jeri Craig
Lewis Cunningham
Michael Deeba
Ty Downs
Doug Eaton
Robert Fellinger
Nedra Funk
Cina Gailey
Robert Gibson
Dave Gillogly
Daniel Jackson
Harvey Homsey
Victor Hughes
Carol Lane

Duke Ligon
Michael Marconi
Keith McFall
Gary McSpadden
Cheryl Moreno
Mack Morgan
Patti Morgan
Terry Moskus
John Moye
Robert Murrell
Fred Muse
Alan Niemann
David Payne
Cole Ramey
Tom Richards
Tony Rupert
Jeff Rycroft
Evelyn Smith
Marc Steinberg
Benjamin Voss
Law firm Crowe & Dunlevy

20. I am going to read you a list of the lawyers involved in this case. Please let me know if you have heard of any of them. What do you know about them? (Or, the attorneys may follow up on this with you in a few minutes.)

DATED this 25th day of February, 2014.

s/ Jeffrey T. Sagalewicz

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Of Attorneys for Plaintiff William H. Stoller

CERTIFICATE OF SERVICE

I hereby certify that on February 25, 2014, I electronically transmitted the attached Plaintiff's Proposed Voir Dire to the Clerk of Court using the ECF System for filing. Based on the records currently on file, the Clerk of Court will transmit a Notice of Electronic Filing to the following ECF registrants:

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